



**Amendment Under 37 C.F.R. § 1.116
Expedited Procedure - Art Unit 1632**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Chiocca and Chung
Appl. No. 09/653,277
Filed: August 31, 2000
For: **Cell-Specific and/or Tumor-Specific
Promoter Retargeting of Herpes
Gamma 34.5 Gene Expression**

Confirmation No. 4747
Art Unit: 1632
Examiner: J. Woitach
Atty. Docket: 0609.4880002/JAG/KRM

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Amendment and Reply Under 37 C.F.R. § 1.116 TECH CENTER 1600/290

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop AF

Sir:

In reply to the final Office Action dated **May 20, 2003**, (PTO Prosecution File Wrapper Paper No. 17), Applicants submit the following Amendment and Remarks. A Petition for a three (3) month extension of time, a Notice of Appeal, and the appropriate fees are being filed concurrently herewith. This Amendment is provided in the following format:

- (A) Each section begins on a separate sheet;
- (B) Starting on a separate sheet, amendments to the specification by presenting replacement paragraphs marked up to show changes made;
- (C) Starting on a separate sheet, a complete listing of all of the claims:
 - in ascending order;
 - with status identifiers; and
 - with markings in the currently amended claims;
- (D) Starting on a separate sheet, the Remarks.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.